

Introduced by Senator CoxFebruary 11, 2009

An act to amend Section 349 of the Streets and Highways Code, relating to highways.

LEGISLATIVE COUNSEL'S DIGEST

SB 146, as introduced, Cox. State Highway Route 49: relinquishment.

Existing law provides that the Department of Transportation has full possession and control of all state highways. Existing law describes the authorized routes in the state highway system and establishes a process for adoption of a highway on an authorized route by the California Transportation Commission. Existing law authorizes the commission to relinquish certain state highway segments to local agencies.

This bill would authorize the commission to relinquish portions of State Highway Route 49 that are in the town of Downieville, in Sierra County, to Sierra County under certain conditions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 349 of the Streets and Highways Code
- 2 is amended to read:
- 3 349. (a) Route 49 is from:
- 4 (1) Route 41 near Oakhurst to Route 140 at Mariposa.
- 5 (2) Route 140 at Mariposa to Route 120 near Moccasin.
- 6 (3) Route 120 near Chinese Camp to Route 80 near Auburn via
- 7 the vicinity of Sonora; via Angels Camp, San Andreas, and

1 Jackson; and via the vicinity of El Dorado, Diamond Springs, and
2 Placerville.

3 (4) Route 80 near Auburn to Route 20 in Grass Valley.

4 (5) Route 20 at Nevada City to Route 89 near Sattley via
5 Downieville.

6 (6) Route 89 near Sierraville to Route 70 near Vinton via
7 Loyalton.

8 (b) (1) The commission may relinquish to the City of Auburn
9 the portion of Route 49 that is located within the city limits of that
10 city, upon terms and conditions the commission finds to be in the
11 best interests of the state, if the department and the city enter into
12 an agreement providing for that relinquishment.

13 (2) A relinquishment under this subdivision shall become
14 effective immediately following the county recorder's recordation
15 of the relinquishment resolution containing the commission's
16 approval of the terms and conditions of the relinquishment.

17 (3) On and after the effective date of the relinquishment, the
18 relinquished portion of Route 49 shall cease to be a state highway.

19 (4) The portion of Route 49 relinquished under this subdivision
20 shall be ineligible for future adoption under Section 81.

21 (5) For the portion of Route 49 that is relinquished under this
22 subdivision, the City of Auburn shall maintain, within its
23 jurisdiction, signs directing motorists to the continuation of Route
24 49. The city may apply to the department for approval of a business
25 route designation in accordance with *Topic 21* of Chapter 20, ~~Topic~~
26 ~~21~~, of the Highway Design Manual.

27 (c) (1) *The commission may relinquish to Sierra County the*
28 *portion of Route 49 that is located within the town of Downieville,*
29 *upon terms and conditions the commission finds to be in the best*
30 *interests of the state, if the department and the county enter into*
31 *an agreement providing for that relinquishment.*

32 (2) *A relinquishment under this subdivision shall become*
33 *effective immediately following the county recorder's recordation*
34 *of the relinquishment resolution containing the commission's*
35 *approval of the terms and conditions of the relinquishment.*

36 (3) *On and after the effective date of the relinquishment, the*
37 *relinquished portion of Route 49 shall cease to be a state highway.*

38 (4) *The portion of Route 49 relinquished under this subdivision*
39 *shall be ineligible for future adoption under Section 81.*

1 (5) *For the portion of Route 49 that is relinquished under this*
2 *subdivision, Sierra County shall maintain, within its jurisdiction,*
3 *signs directing motorists to the continuation of Route 49.*

4 (6) *Sierra County shall ensure the continuity of traffic flow*
5 *around the relinquished portion of Route 49 through a service*
6 *agreement between Sierra County and the department.*

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